

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
HELENA DIVISION**

BENNETT K. MACINTYRE.,

Plaintiff,

vs.

CARROLL COLLEGE, et al.,

Defendants.

CV-19-42-H-BMM

ORDER

Defendant Carroll College moved the Court for partial judgment on the pleadings on the issue of whether Plaintiff Bennet K. MacIntyre is entitled to emotional distress damages arising out of a Title IX 20 U.S.C. § 1681 claim. *See* (Docs. 102 & 103.) Plaintiff MacIntyre does not object to Defendant's motion. Plaintiff concedes that he is not entitled to such damages. (Doc. 104.)

ORDER

Accordingly, **IT IS ORDERED** that Defendant Carroll College's Motion for Partial Judgment on the Pleadings (Doc. 102) is **DENIED** as **MOOT**.

DATED this 2nd day of March, 2023.



Brian Morris, Chief District Judge
United States District Court